

CHAPTER NO. 405

HOUSE BILL NO. 888

By Representative Head

Substituted for: Senate Bill No. 336

By Senator Clabough

AN ACT to amend Tennessee Code Annotated, Title 5, Chapter 1, Part 3 and Title 8, Chapter 24, relative to compensation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-24-102 is hereby amended by deleting the last sentence in subsection (a).

SECTION 2. Tennessee Code Annotated, Section 8-24-102 is hereby amended by deleting subsection (b) and substituting the following:

(b) Beginning July 1, 2001, general officers shall receive minimum compensation per year as follows:

County Population	General Officers
920,000 and more	\$94,805
500,000 to 919,999	89,805
400,000 to 499,999	85,805
275,000 to 399,999	83,305
250,000 to 274,999	77,805
225,000 to 249,999	74,805
200,000 to 224,999	71,805
175,000 to 199,999	68,805
150,000 to 174,999	65,805
125,000 to 149,999	62,805
100,000 to 124,999	59,805
65,000 to 99,999	58,305
50,000 to 64,999	55,805
35,000 to 49,999	50,805
23,000 to 34,999	48,805
12,000 to 22,999	44,805
less than 11,999	39,305

SECTION 3. Tennessee Code Annotated, Section 8-24-102(d) is hereby amended by deleting the language "by the 1990 federal census" and by substituting the language "by the 2000 federal census".

SECTION 4. Tennessee Code Annotated, Section 8-24-102(e) is hereby amended by deleting the first sentence and by substituting the following sentence: On July 1, 2002, and each July thereafter, the minimum compensation for county officials, as provided by this section, shall be increased by a dollar amount equal to the average annualized general increase in state employees' compensation, including the equivalent percentage increase in average state employees' salaries represented by appropriated funds made available to address classification compensation issues, during the prior fiscal year multiplied by the compensation established herein for the county officials of the county with the median population of all counties. Provided however that the annualized general increase tied to the increase in state employees' compensation shall not exceed five percent (5%) in any given year.

SECTION 5. Tennessee Code Annotated, Section 8-24-102(g) is hereby amended by deleting the word "maximum" in the first sentence and further amended by deleting the word "payable" in the first sentence and by substituting the word "paid".

SECTION 6. Tennessee Code Annotated, Section 8-24-102 is hereby amended by deleting the existing subsections (c) and (f) in their entirety and by renumbering accordingly.

SECTION 7. Tennessee Code Annotated, Section 8-24-102 is hereby amended by adding the following as new appropriately designated subsections:

( ) The compensation for the sheriff and chief administrative officer of the county highway department shall be at least ten percent (10%) higher than the salary paid to the general officers of the county.

( ) All general officers of the county shall be paid the same salary with the exception of any education incentive payments made to certified public administrators under Tennessee Code Annotated, Section 5-1-310 and any payments made to the assessor of property under Tennessee Code Annotated, Section 67-1-508.

( ) The county legislative body of each county may increase or decrease compensation of county officials so long as the compensation is maintained at, or above, the minimum levels established herein.

SECTION 8. Tennessee Code Annotated, Section 51-310(i), is amended by deleting the first sentence thereof in its entirety and by substituting instead the following: Each county is encouraged and authorized to provide in its annual budget for payment of an annual educational incentive to employees as defined in Section 2920-102(2) who attain the designation of a "certified public administrator" pursuant to Section 5-1-308 in an amount not to exceed three thousand dollars (\$3,000.00) less any payment received from the State of Tennessee as provided in subsection (a). The incentive provided for by this section shall be paid from funds appropriated for such purpose and shall be paid in one payment no later than October 31.

SECTION 9. Tennessee Code Annotated, Section 8-24-102, is amended by adding the following as a new, appropriately designated subsection:

( ) Any action by a county legislative body to exceed the minimum level of compensation for county officials established pursuant to this section must be included in a resolution scheduled for consideration on the agenda of the meeting. All meetings of the county legislative body shall comply with the requirements of the open meetings act contained in Title 8, Chapter 44, Part 1.

SECTION 10. This act takes effect July 1, 2001, the public welfare requiring it.

PASSED: June 7, 2001

  
JIMMY RAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 19<sup>th</sup> day of June 2001

  
DON SUNDQUIST, GOVERNOR